

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

THE DENTISTS INSURANCE COMPANY,

Plaintiff,

v.

JOSEPH Z. YOUSEFIAN, DMD, MS and
JOSEPH Z. YOUSEFIAN, D.M.D., M.S.,
INC., P.S., doing business as Yousefian
Orthodontics,

Defendants.

NO. 2:20-CV-01076-RSL

STIPULATED MOTION AND ORDER
TO STRIKE DEFENDANTS'
COUNTERCLAIM RELATING TO
BUSINESS INTERRUPTION AND
EXTRA EXPENSE COVERAGE

Defendants wish to narrow this dispute by dropping their counterclaim alleging TDIC underpaid them on their claim under the Business Interruption and Extra Expense portions of the Policy. *See* Dkt. 40 at ¶¶ 3-5, 17-18, 26-28. This will enable the parties to focus their attention on the major aspect of this dispute, that is, TDIC's payments to Dr. Yousefian under the Business Personal Property portion of the Policy. The parties continue in their effort to reach a settlement of this dispute and expect that the Court's ruling on the pending cross-motions for summary judgment will facilitate those efforts.

For the foregoing reasons, the parties hereby stipulate that the above-referenced counterclaim should be stricken.

DATED this 15th day of September, 2022.

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ORDER

THIS MATTER came before the Court on the parties' Stipulated Motion to Strike Defendants' Counterclaims for underpayment on their claims under the Business Interruption and Extra Expense portions of the Policy. The Court has duly considered the pleadings, papers, declarations, and exhibits submitted by the parties.

NOW, THEREFORE, IT IS HEREBY ORDERED as follows:

The parties' Stipulated Motion is GRANTED. Defendants' counterclaims relating to Business Interruption and Extra Expense coverage are stricken.

Dated this 16th day of September, 2022.



Robert S. Lasnik
United States District Judge